

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

HAZEL M. ROBY, etc.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 2:05CV494-T
	)	[WO]
BENTON EXPRESS, INC.,	)	
	)	
Defendants.	)	

**ORDER ON MOTION**

This matter is before the court on the plaintiff's motion to compel the taking of expert depositions (Doc. # 42). Counsel for both parties have made representations to the court indicating that they have resolved the dispute central to the motion. Therefore, it is hereby

ORDERED that the motion is DENIED as moot.

DONE this 3<sup>rd</sup> day of January, 2006.

/s/ Vanzetta Penn McPherson  
VANZETTA PENN MCPHERSON  
UNITED STATES MAGISTRATE JUDGE